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7 **UNITED STATES DISTRICT COURT**  
8 **WESTERN DISTRICT OF WASHINGTON**  
9 **AT SEATTLE**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 JOSE RENE ROJAS-CASTANEDA,

14 Defendant.

NO. MJ15-55

CR15-0030 JLR

DETENTION ORDER

15 Offense charged:

16 Illegal Reentry After Deportation in violation of 8 U.S.C. § 1326(a)

17 Date of Detention Hearing: February 13, 2015.

18 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
19 based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

20 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

- 21 1. Defendant is a citizen of Mexico.
- 22 2. The evidence against the defendant, although the least significant factor, is very
- 23 strong.
- 24 3. Defendant has been deported on at least six occasions, reflecting his
- 25 unwillingness to comply with court orders.
- 26

DETENTION ORDER

18 U.S.C. § 3142(i)

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1 4. Release would contravene current immigration policies. Defendant is presently  
2 working, being paid "in cash." Defendant's counsel argues that if he were to be  
3 released he could be granted a work permit. Although the immigration system  
4 is broken, this activity would contravene the basics of the immigration laws,  
5 which the Court lacks authority to do.

6 5. There are no conditions or combination of conditions other than detention that  
7 will reasonably assure the appearance of defendant as required.

8 IT IS THEREFORE ORDERED:

- 9 (1) Defendant shall be detained and shall be committed to the custody of the  
10 Attorney General for confinement in a correction facility separate, to the extent  
11 practicable, from persons awaiting or serving sentences or being held in custody  
12 pending appeal;
- 13 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
14 counsel;
- 15 (3) On order of a court of the United States or on request of an attorney for the  
16 government, the person in charge of the corrections facility in which defendant  
17 is confined shall deliver the defendant to a United States Marshal for the  
18 purpose of an appearance in connection with a court proceeding; and
- 19 (4) The Clerk shall direct copies of this Order to counsel for the United States, to  
20 counsel for the defendant, to the United States Marshal, and to the United States  
21 Pretrial Services Officer.

22 DATED this 13th day of February, 2015.

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25 JAMES P. DONOHUE  
26 United States Magistrate Judge